

Kings County Association of Governments

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Member Agencies: Cities of Avenal, Corcoran, Hanford and Lemoore, County of Kings

April 7, 2010

Mr. Muhaned Aljabiry
California Department of Transportation
Division of Transportation Programming, MS82
P.O. Box 942874
Sacramento, CA 94274-0001

ATTN: LIMA HUY

Subject: Withdraw Kings County Amendment No. 10 to the 2009 FTIP

Dear Mr. Aljabiry:

Amendment No. 10 (Formal, Type 3) to the 2009 Federal Transportation Improvement Program (FTIP) added the highways (streets and roads) and transit funding projected to result from the "Jobs for Main Street Act of 2010" to the financial element of the 2009 FTIP. KCAG also programmed projects against the FHWA/Caltrans estimated funds that would be directly subvented to the region in accordance with the "Guidance on Programming Jobs for Main Street Act of 2010 (STIM2) Funds and Projects in the FTIPs/FSTIP" developed by Caltrans and FHWA.

This guidance was superseded on February 19, 2010, when FHWA issued a ruling in the form of a question and answer response that stated "The FHWA/FTA will not approve the amended STIP and any associated conformity determination until the President signs the Jobs Bill economic recovery legislation".

We have been notified by Caltrans that FHWA, after thorough consideration, will not be changing the guidance issued through the Q & A. Consequently, they will not approve any amendments that contain Stim 2 funding.

In order that the 2009 FTIP remains consistent with the metropolitan transportation planning regulations per 23 CFR Part 450 and 40 CFR Part 93. KCAG must withdraw Amendment No. 10; as the potential funds associated with the Jobs for Main Street Act are no longer considered "reasonably available". KCAG has consulted with our Caltrans HQ Programming and FHWA FTIP Coordinators and received concurrence that Amendment 10 should be withdrawn.

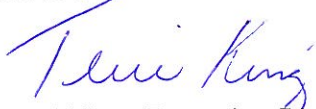
Withdrawing this amendment does not affect the regional emissions analysis for the FTIP, the KCAG 2009 FTIP remains in conformity with the applicable State Implementation Plan (SIP). Withdrawing Amendment No. 10 does not affect the timely implementation of any Transportation Control Measures (TCM) and the FTIP remains financially constrained.

The KCAG adopted Public Participation Plan (PPP) does not require any public comment or interagency consultation to withdraw this amendment.

If you have any questions regarding this document, please contact Terri King at (559) 582-3211, ext. 2678, or Bruce Abanathie at (559) 582-3211, ext. 2584 or at bruce.abanathie@co.kings.ca.us.

Sincerely,

KINGS COUNTY ASSOCIATION OF GOVERNMENTS



Terri King, Executive Director

c:

Sue Kiser, Federal Highway Administration
Paul Page, Federal Transit Administration
Ms. Sharri Bender-Ehlert, Caltrans District 6
Lisa Hanf, EPA

Mr. Steve Curti, Caltrans District 6
Mr. Jim Perrault, Caltrans DLAE
Executive Directors, Valley MPOs
Cari Anderson, CAC